

(IV) The following aspects of this surface mining operation were found by the Lead Agency to be inconsistent with SMARA, including the approved reclamation plan and were not corrected before submission of the Inspection Report to the Division of Mine Reclamation:

*(Box (V) **must** be completed if aspects remain that were not corrected prior to submission of the Inspection Report.)*

Not Applicable

(V) Upon completion of the annual inspection, the Lead Agency has determined this surface mining operation to be:

- Compliant** with SMARA, including the approved reclamation plan.
- Not Compliant** with SMARA, including the approved reclamation plan.

(VI) The following statement describes the Lead Agency's intended response to any aspects of this surface mining operation found to be inconsistent with SMARA, including the approved reclamation plan, but were not corrected before submission of the Inspection Report to the Division of Mine Reclamation. This includes whether a Notice of Violation or Order to Comply has been issued or will be issued or whether other enforcement actions under the lead agency's local mining ordinances has or will be initiated:

*(Box (VI) **must** be completed if aspects remain that were not corrected prior to submission of the Inspection Report.)*

Not Applicable

(VII) The following statement describes whether the surface mining operation is out of compliance with an order to comply or stipulated order to comply issued by the lead agency.

Not Applicable

(VIII) Has a financial assurance cost estimate required under PRC section 2773.4(d) been provided by the operator? If not, please explain.

Yes **No**

(IX) Does this surface mining operation have a review of its reclamation plan, plan amendment, financial assurances, or interim management plan pending before the Lead Agency under PRC section 2770(b) or (h)?

Yes **No**

(X) Does this surface mining operation have an appeal of its reclamation plan, plan amendment, financial assurances, or interim management plan pending before the State Mining and Geology Board or the lead agency governing body under PRC section 2770(e) or (h)?

Yes **No**

(XI) Lead Agency Representative Signature:

Signature: _____

Name: _____
(please print)

Title: _____

(XII) cc: _____
(Surface Mine Operator)

cc: _____
(Federal Entity, if required)

Attachments:

- Surface Mine Inspection Report, form MRRC-1
- Other reports or documents, if any.